

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Sri Preet Kumar Mathur, Prohibition & Excise Inspector, Hyderabad Division – Request for notional promotion in the cadre of Prohibition & Excise Inspector – Allowed - Orders – Issued.

REVENUE (EXCISE.I) DEPARTMENT

G.O.Rt.No. 1769

Dated:18.12.2009

Read the following:

1. From the CPE Cr.No.11635/2006/CPE/L4, dated 03.12.2006.
2. Govt.Memo No.56230/Ex.I(2)/2006-1, dated:19.12.2006
3. From the Commissioner of Prohibition & Excise Cr.No.11365/06/CPE/L4, dt:25.08.2009.

ORDER:

In the reference 1st read above, the Commissioner of Prohibition & Excise has stated that Sri Preet Kumar Mathur, Prohibition & Excise Inspector, IML Depot, Nalgonda submitted a representation requesting for notional date of promotion with all consequential benefits in the cadre of Prohibition & Excise Inspector w.e.f.4.8.1989 on par with his junior viz., Sri P.Santosh Reddy. Sri Preet Kumar Mathur was directly appointed as Excise Sub-Inspector on compassionate grounds vide G.O.Ms.No.2135, Rev(X) Department, dt.13.5.1980. He joined duty on 9.6.1980.

2. As Sri Preet Kumar Mathur had passed the last test i.e. Language test in Telugu on 14.12.1985, his probation was extended by the Government upto 30.1.1986 vide G.O.Rt.No.359, Rev(X) Dept., dt.16.3.1989 subject to penal provision of General rule 24(c) of A.P.State & Subordinate Service Rules,1962. Consequently, the services of the individual were regularized w.e.f.31.1.1984 i.e. two years anterior to the date of declaration of his probation w.e.f.30.1.1986.

3. Thereafter, Sri Preet Kumar Mathur made a representation to the Government contending that the penal clause of General Rule 24(c) of A.P.State & Subordinate Service Rules, 1962 may not be applied to him as he was appointed to service prior to 9.3.1981. In consideration of his representation, the Government have issued G.O.Rt.No.38, Revenue (Ex.I) department, dated:10.1.1996 amending earlier G.O.Rt.No.359, Rev(X) Dept., dt.16.3.1989.

4. Accordingly, the date of regularization of the individual was revised and his services were regularized w.e.f.9.6.1980 vide DC(H) Cr.No.1453/95/A1, dt.27.2.1996. Further, in view of change in his date of regularization, his seniority was restored and he was assigned Rank No.131(a) i.e. below Sri V.Saidulu (131) and above Sri P.Santosh Reddy (132) in the seniority list of Excise Sub-Inspectors, dt.28.7.1989. In view of several revisions in the said seniority list of Excise Sub-Inspectors, dt.28.7.89, a recast seniority list was issued vide DC(H)Cr.No.A1/4690/2001/DCH, dt.31.1.2002 in which the individual was placed at Sl.No.163 and Sri P.Santosh Reddy is placed at Sl.No.165.

(P.T.O.)

5. The Commissioner of Prohibition & Excise, A.P., Hyderabad has stated that Sri Preet Kumar Mathur was fully qualified and eligible for promotion to the post of Excise Inspector on 5.8.1989 i.e. the date on which his immediate junior viz., Sri P. Santosh Reddy was promoted. However, his name was not considered for promotion as his seniority was not restored at Sl.No.131(a) by that time. Therefore, he is eligible for notional promotion in the cadre of Prohibition & Excise Inspector on par with his junior w.e.f.5.8.1989 even without reference to the seniority list of Excise Sub-Inspectors dated:28.7.1989.

6. The Commissioner of Prohibition & Excise has further stated that Sri Preet Kumar Mathur is having claim for notional date of promotion w.e.f.5.8.1989 even without reference to the seniority list of Excise Sub-Inspectors, dated:28.7.1989 and the Commissioner of Prohibition & Excise has requested to take necessary action and communicate orders passed if any in the matter.

7. After careful examination, Government hereby order that Sri Preet Kumar Mathur, Prohibition & Excise Inspector be notionally promoted in the cadre of Prohibition & Excise Inspector w.e.f. 05.08.1989 on par with his junior Sri P. Santosh Reddy in relaxation of Rule 33 (a) of A.P.State & Subordinate Service Rules, 1996 and the name of Sri Preet Kumar Mathur, Prohibition & Excise Inspector be placed above the name of Sri P. Santosh Reddy in the seniority list of Excise Inspectors, as he is senior to Sri P. Santosh Reddy in the feeder category.

8. The Commissioner of Prohibition & Excise shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

The Commissioner of Prohibition & Excise, A.P., Hyderabad.

Copy to the Deputy Commissioner of Prohibition & Excise, Hyderabad.

Sf/Sc.

// FORWARDED :: BY ORDER //

SECTION OFFICER